



USDC SDNY DATE FILED:

LAW DEPARTMENT 100 CHURCH STREET NEW YORK, N.Y. 10007

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May 9, 2008

By Facsimile Transmission (212) 805-7942 Honorable Alvin K. Hellerstein United States District Court Judge Southern District of New York 500 Pearl Street New York, New York 10007

A suggestion of settlement having been made, this case is dismissed, subject to restoration by either party within 30 days on notice. All pending court dates are cancelled. The Clerk is directed to close the case.

Alvin K. Hellerstein, U.S.D.J.

Re: Wifredo Tomes v. City of New York, et al., 07 CV 7100 (AKH)

Dear Judge Hellerstein:

I am the Assistant Corporation Counsel handling the defense of this action on behalf of Defendant City of New York. I wish to report that the parties have reached a settlement and are in the process of completing the settlement documentation which will be filed with the Court shortly. We thank the Court for its assistance in concluding this case.

Respectfully submitted

David M. Pollack (DMP 3873) Assistant Corporation Counsel

cc:

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